



File No. 2527-1A

Re: U.S. Application
S.N.: 09/624,098
Filed : July 24, 2000
Inventors: Mario Tenuta; George Lazarovits


CERTIFICATE OF MAILING

FOR

NOTICE OF APPEAL

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on *Sept 16, 2004*

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Eric Fincham


Date

9-17-04

AF/1651



PTO/SB/31 (12-97)
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

2527-1A

In re Application of
 Mario Tenuta

Application Number
 09/624,098.

Filed
 07/24/2000

For METHOD FOR THE TREATMENT OF A SOIL
 CONTAINING SOILBORNE PATHOGENS

Group Art Unit
 1651

Examiner

Naff, David M.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, June 29, 2004, rejecting the following claims: 1 - 15 and 20

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$330.00.



Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 165.00

A statement of small entity status under 37 CFR 1.27:



is enclosed.



has already been filed in this application.



A check in the amount of the fee is enclosed.



The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.



The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.



A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the



applicant.



assignee of record of the entire interest.



attorney or agent of record.



attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____


 Signature

Eric Fincham Reg. 28,201

Typed or printed name

Sept. 10, 2004

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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